IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.
ORIGINAL JURISDICTION

Dated: Nainital the 7th day of April 2004
Criminal Bail Application No. 305/2004

CRIMINAL SIDE

Prem Shankar S/o Ram Charan Bhurji
R/o Indra Colony Bazpur
P.S. Bazpur
District U.S. Nagar .....Applicant.

Versus

State of Uttaranchal ..Opposite party.

Arising out of case crime No. 406/2003
U/Ss 302, 504, 506 I.P.C. & 3(2)(5) S.C S.T. Act,
P.S. Bazpur
District U.S.Nagar.

By the court

Hon'ble Irshad Hussain, J.

Heard Sri S.K.Mandal learned counsel for the applicant and learned A.G.A. for the State.

This is a murder case. Applicant-accused is assailant of the victim. There are eyewitnesses named in the FIR. Learned counsel for the applicant-accused submitted that the steps towards investigation were taken even before recording of the FIR. The attention was drawn to the inquest report, however, that cannot be taken to belie the prosecution version at this stage. Considering the facts and circumstances of the case, this is not a fit case for bail. Rejected.

(Irshad Hussain, J.)

Dated: 7-4-2004
Rawat